

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

EDWIN SHEPPARD,

Plaintiff,

v

Case No. 07-14012

DR. JORDEE,

DISTRICT JUDGE ARTHUR J. TARNOW

Defendant.

MAG. JUDGE VIRGINIA M. MORGAN

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Before the Court is Magistrate Judge Morgan's Report and Recommendation [Docket #42] filed January 29, 2009. The Magistrate Judge recommends that Dr. Jordee be dismissed *sua sponte* pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) because plaintiff failed to state a claim against Dr. Jordee upon which relief can be granted. Plaintiff filed objections on February 12, 2009.

Having reviewed the file, the Report and Recommendation and the objections the Court **ADOPTS** the Report and Recommendation as the findings and conclusions of the Court. Accordingly, Dr. Jordee is **DISMISSED** and this case is **CLOSED**.

s/Arthur J. Tarnow

Arthur J. Tarnow

United States District Judge

Dated: March 10, 2009

I hereby certify that a copy of the foregoing document was served upon parties/counsel of record on March 10, 2009, by electronic and/or ordinary mail.

s/Catherine A. Pickles

Judicial Secretary